

CBJ DOCKS AND HARBORS BOARD
REGULAR BOARD MEETING MINUTES
For Thursday, December 19th, 2019

I. Call to Order

Mr. Etheridge called the Regular Board Meeting to order at 5:00 pm in the Assembly Chambers.

II. Roll Call

The following members were present: James Becker, Steven Guignon, Mark Ridgway, Annette Smith, Bob Wostmann and Don Etheridge.

Absent: Christopher Dimond and Budd Simpson.

Also present were the following: Carl Uchtyl, Port Director, Erich Port Engineer and Dave Borg – Harbormaster.

III. Approval of Agenda –

Mr. Uchtyl requested that a Special Order of Business follow Public Participation of Non-Agenda Items.

MOTION BY MS. SMITH TO APPROVE THE AGENDA WITH CHANGES AND ASKED FOR UNANIMOUS CONSENT.

No objections.

IV. Approval of Board Minutes:

- a. November 12th, 2019 Strategic Planning Retreat minutes approved as presented.
- b. November 21st, 2019 Board Minutes approved with spelling corrections.

V. Public Participation on Non-Agenda Items – None

VI. Special Order of Business – Mr. Uchtyl presented and recognized Mr. David Borg, Harbormaster, for his five years of dedicated service with a certificate and pin from the City and Borough of Juneau.

VII. Consent Agenda-

- A. Public Request for Consent Agenda Changes – None
- B. Board Members Requests for Consent Agenda Changes – None
- C. Items for Action

- 1. FY2021 Marine Passenger Fee Letter Request

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Mr. Ridgway moved that the consent agenda be accepted as presented.
No objections, the consent agenda was approved.

VIII. Unfinished Business – None

IX. New Business – None

X. Items for Information/Discussion

1. Update of the FY2021-2026 Capital Improvement Project (CIP) List

Mr. Schaal, Port Engineer said on page 62 of the agenda packet is an updated list of the Capital Improvements Plans (CIP). The report will be turned over to John Bohan, P.E. in the City and Borough of Juneau Engineering Department. The updated projects were added under Fiscal Year 2021. The two are Harbors Division item four – Harbor Security Upgrades and item five – Statter Harbor Breakwater Deferred Maintenance. The two were added per the Board's request at the OPS/Planning Committee Meeting on December 11th, 2019. The estimate for the two added items is \$100K each. Mr. Schaal reminded the Board that the CIP list is a wish list and it would be brought forward when appropriations are made and the project(s) are the will of the Board. Mr. Schaal set the Lightering Float Replacement at priority number five under the Docks Division at a cost of \$650K. It is aligned under Fiscal Year 2023.

Committee Questions – None

Board Discussion/Public Comment - None

2. Mayor's Tourism Industry Task Force – Meeting summary 12/17

Mr. Borg said that he and Mr. Scott Hinton, Port Supervisor, presented a power point slide show at the Mayor's Visitor Industry Task Force meeting. They presented everything that Docks & Harbors does at the Port for the Cruise Ship industry. It included permitting, invoicing, collecting money, everything that we control downtown. Mr. Borg said the point they made was that nothing happens downtown that Docks & Harbors does not manage or control. He felt he did not discuss that Docks and Harbors is an Enterprise Fund. The Task Force asked for some numbers, information and clarification on how much we make off the cruise ships. Mr. Borg said the most interesting question he was asked was if the City can control what ships can come to the city docks, meaning can we reduce or increase those numbers. Mr. Drew Green with Cruise Line Agencies of Alaska said that yes, the city can control that. The Task Force is strictly at an information gathering phase with one more meeting and then they will have several public meetings to gather more information.

Mr. Becker asked if we control the anchoring/lightering.

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Mr. Borg said yes because the lightering comes to our dock. So technically, we manage three berths. Mr. Borg said they were targeting the City's two docks – Cruise Terminal and the Steamship Docks. Cruise Line Agencies does all the scheduling for all the cruise ships on all the docks and they are experts in doing so. Docks and Harbors is not interested in taking over scheduling.

Board Discussion/Public Comment - None

3. NCL Presentation to the Juneau Chamber of Commerce on 12/12

Mr. Uchytel said Norwegian Cruise Lines (NCL) gave a presentation at the Juneau Chamber of Commerce on December 12th. Mr. Becker was also at the Chamber presentation. The jest of the presentation was that NCL has been coming to Alaska since 1999. NCL showed slides on some of their most current projects. Their slides highlighted what they have done with the Pier 66 Terminal in Seattle, WA, with meeting space and local and native art displays. NCL also showed slides of their Terminal B building in Miami, FL, which will open in 2020, as well as their private Caribbean island Great Stirrup Cay, their expansion at Icy Strait Point in Hoonah, AK and Ward Cove in Ketchikan, AK. They highlighted their environmental causes and case studies for expansion with public/private partnerships. NCL does not have a plan in place for the waterfront property that they purchased in Juneau for twenty million dollars. They plan to develop the property using input from the City and public of Juneau and what is most appropriate for the city.

Board Discussion/Public Comment – None

4. No Camping Regulation in the Harbor Managed Lots

Mr. Uchytel said Mr. Etheridge asked him to see what tools we have to evict, and/or move along people that hang out in our harbors in their vehicles. Mostly at night is where the problem lies. Mr. Uchytel highlighted a few ordinances including a no camping ordinances that he does not think really fits what Mr. Etheridge was asking for. Mr. Uchytel does not think we have any ordinance that would allow us to have a no loitering type of regulation as it pertains to people hanging out in our parking lots. 72.12.080 Residential use of vehicle prohibited was an ordinance Mr. Uchytel thought would help us, but it does not appear to do that. It read as related to camper type vehicles.

Mr. Borg said the parking lot parking permits are for either three or fourteen days. The best tool that we have currently is to site the vehicles a \$25 fine for parking without a permit. In order to have a parking permit you have to have a vessel in the harbor. Assigned stallholders are issued annual parking permits, transient vessels are issued temporary parking permits based on the number of days of moorage and hot berthing are issued temporary parking permits. Businesses that are doing business in the harbors are issued a temporary parking permit based on their business needs. One of the things that Mr. Borg would like to address is in order to get a parking permit you have to provide us

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with the vehicle registration in their own name to staff. We need vehicle registration requirements to be written in our regulations so that stallholders cannot have friends or associates parking their vehicles in our lots illegally. Right now our citation process is the best we have. Mr. Borg would like to present down the road a requirement to get a parking permit they must provide registration in their name, a valid driver's license and current liability insurance. This would be a good first line of defense. Pressure to move people along is the other defense we have.

Board Discussion/Public Comment

Ms. Smith said she is aware of two seasonal boat captains that park campers in the Statter Harbor parking lot during the summer months and purchase a monthly permit. Ms. Smith wanted to know if staff was aware that this was going on.

Mr. Borg said he was not aware that is going on. It is not allowed and he is not sure how this has been happening. There are camping areas in the City & Borough of Juneau where they should be parking their campers. Our conditional use permits do not allow for camping they are only for vessels. Mr. Borg said he constantly runs people off that pull in to our parking lots after coming off the ferry's with their campers and vehicles. He highly recommends that we do not ever allow campers or people sleeping in their cars overnight.

Mr. Becker said he believes there is a city ordinance against sleeping in a car.

Mr. Etheridge asked Mr. Uchytel to check with the CBJ Law Department to look into City Ordinances that would prevent people from sleeping in their cars and/or loitering in the harbor parking lots. There are no Harbor Officers in the lots when the people that are causing the problems are in the harbors from midnight to 6:00 a.m. He needs help in moving these people out legally. The only option he has is to call Juneau Police Department (JPD) because those people are not there with good intentions. They make a quick trip to a drug boat and then they leave when their business is done. That is what we are up against especially in the north end of Aurora. Mr. Etheridge wants a legal tool that can be used by him and JPD to help clean the mess up.

Mr. Uchytel said he will reach out to law to look into what ordinances that we have that would help with the unlawful loitering in our parking lots after midnight to 6:00 a.m.

Mr. Etheridge said we need to look at everything. We must have the necessary tools to deal with crime in the harbor and parking lots.

Mr. Ridgway asked if there are known vessels that are contributing to the onshore issues and could we do safety inspections on vessels to get access to those vessels? Do we have the discretion to do that?

Mr. Borg said it was a good question and he would look in to that.

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Mr. Wostmann asked if we could boot cars that do not belong in our parking lots.

Mr. Borg said the problem right now is that the impound lots are full. We have moved vehicles because they block access. Mr. Borg said the JPD would have to do the impounding. There is a process to doing that.

Ms. Smith asked when we talk to law can we ask them if they have any suggestions on what to do. Her second question has any thought been given to having the K-9 Officers going through our harbors and parking lots.

Mr. Borg said he had some good contacts in that division and we have worked with them in that past. If he was an armed officer or his staff was armed, they may be more willing to approach some of the people. They are not and he would not put his people in danger.

Mr. Uchytel said that Mr. Borg has a very good relationship with JPD and meets with them regularly. We use their resources regularly and they have been very good at responding and helping remove unwanted people from the harbor lots.

Public Comment – None.

XI. Committee and Member Reports

1. Operations/Planning Committee Meeting Wednesday, December 11th, 2019.

Mr. Ridgway said Norwegian Cruise Line had representative speak briefly at the meeting. A gentleman spoke regarding theft on his boat and the CIP list was reviewed. We spoke about the City wanting to move the City Museum to the Archipelago project lot.

2. Finance Sub-Committee

Mr. Wostmann said they met on December 12th and Harbor staff gave presentations on some items the committee had not looked at before. The Committee talked about goals, planning and objectives of the committee and staff and where they can find additional revenue sources. The next meeting is scheduled on January 6th, 2020. They are looking at expenses and revenues, and ways to carry out the strategic plans.

3. Assembly Lands Committee Liaison Report – none.

4. Auke Bay Steering Committee Liaison Report –

Mr. Wostmann said they are not currently operational. He planned to go to the Auke Bay Homeowners Association meeting but it conflicted with the OPS/Planning Meeting.

5. Member Reports – None.

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XI. Port Engineer's Rep

Mr. Schaal answered Mr. Wostmann's question from a previous meeting regarding the spoils that would be dumped by Western Marine's dredging. Mr. Schaal said that Kris Hart with Western Marine advised him that they will not have to cap the spoils due to the location selection for dumping and there is no contamination. They have however, kept the unique requirements on for when they can dump. Mr. Schaal gave an update on the concrete wall pour downtown, which is ongoing. The cleanup under the library was successful. Over fifty cubic yards of trash and debris were disposed of including propane bottles, batteries, clothing, several hundred needles, bottles and generators. There were many people on board to help and lots of safety training. The City will be putting in fencing to help limit access under the library until the deck over closes it off completely. Mr. Schaal said the Archipelago team was in town this week meeting with contractors and have a path forward. The dredging at Statter Harbor is on the cusp of transitioning. Some high spots were not accounted for. Their map was not shaded correctly and they ended up with five more additional days of dredging. Construction of the drill pad for a causeway for the blast will start after the holiday. The pad will be complete in late January with the blast scheduled for mid-February.

XII. Harbormaster's Report

Mr. Borg said staff has replaced snow blowing with pressure washing. The weather has been nice and staff are taking care of the harbors. Rotten wood was replaced in the approach areas on the grid. Staff is very busy with projects and enforcement. Staff are policing the docks and letting people know we are around and who to contact with questions or concerns.

XIII. Port Director's Report

Mr. Uchytel said he will send out "Things to Know" notices each month prior to the meetings. It will include Finance Sub-Committee information and other information of upcoming meetings. It appears the two Enterprises will have a \$100K increase over the last biennial cycle.

Mr. Wostmann asked if the Finance Sub-Committee Meeting should be moved to coincide with the budget deadline.

Mr. Uchytel said he would like to keep the January 6th date so there would be time to have a second meeting if necessary. The budget deadline was moved to January 31st.

Mr. Uchytel gave an update on regarding the request to the Army Corps of Engineers for a wave attenuator at Auke Bay. Katie Katchel our federal lobbyist has asked him to get letters of support for the wave attenuator. Mr. Uchytel has reached out to the Juneau Economic Development Commission, the Chamber of Commerce, Petro Marine, Northstar and Delta Western asking for letters of support for the wave attenuator. The letters go to the acting director of the Office of Management & Budget and the Army Corps of Engineers. Katie has been very helpful and the letters would be due the first week of January.

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Mr. Ridgway asked Mr. Uchytel if he had reached out to the Coast Guard for a letter of support.

Mr. Uchytel said that normally the Coast Guard does not take a stand but he would reach out to them. He has put together a group he calls the waterfront collaboration group. It includes National Oceanic and Atmospheric Administration, U.S. Coast Guard, Alaska Fish and Game, Alaska Troopers and the University of Alaska folks. The group periodically gets together to talk about waterfront needs. He will try to get the group together before the end of the year and see if he can get some from the group to write a letter(s) of support.

XV. Assembly Liaison Report – none.

XVI. Board Administrative Matters

- a. Finance Sub-Committee Meeting – Monday, January 6th, 2020 at 3:00 p.m.
- b. Ops/Planning Committee Meeting – Tuesday, January 21st, 2020 at 5:00 pm.
- c. Joint Assembly & Board Meeting – Thursday, January 30th, 2020 at 6:00 pm.

XVII. Adjournment - The meeting was adjourned at 6:25 pm.